

Permit Inspection Checklist

Facility Name

Identification Number

Facility Address

Date(s) Inspected

Inspected By

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP**

Table of Contents

DISCLAIMER.....	3
PERMIT REQUIREMENTS.....	3
GENERAL FACILITY STANDARDS.....	3
IGNITABLE, REACTIVE OR INCOMPATIBLE WASTES.....	5
PREPAREDNESS AND PREVENTION	6
MANIFEST SYSTEM, RECORDKEEPING, AND REPORTING	8
WATER QUALITY MONITORING AND RESPONSE PROGRAMS	9
CLOSURE AND POST-CLOSURE	12
FINANCIAL REQUIREMENTS.....	14
USE AND MANAGEMENT OF CONTAINERS	20
TANK SYSTEMS.....	21
SURFACE IMPOUNDMENTS	26
WASTE PILES.....	28
LAND TREATMENT	29
LANDFILLS	31
RESIDUALS REPOSITORIES	32
INCINERATORS.....	32
DRIP PADS	33
MISCELLANEOUS UNITS	35
ENVIRONMENTAL MONITORING OF AIR AND SOIL-PORE GAS	35
AIR EMISSION STANDARDS FOR PROCESS VENTS.....	36
AIR EMISSIONS STANDARDS FOR EQUIPMENT LEAKS.....	37
AIR EMISSION STANDARDS FOR TANKS, SURFACE IMPOUNDMENTS, AND CONTAINERS.....	37
CONTAINMENT BUILDINGS.....	38
LAND DISPOSAL RESTRICTIONS	39
SOURCE REDUCTION	39
CONTACT	40

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP**

Note: All citations are to the California Code of Regulations, title 22, division 4.5 unless otherwise indicated.

DISCLAIMER

This checklist is intended to provide guidance only. This checklist does not replace or supersede relevant statutes and regulations. The information contained in this checklist is based upon the statutes and regulations in effect as of the date the policy and procedure was signed. Interested parties are advised to keep apprised of subsequent changes to relevant statutes and regulations.

PERMIT REQUIREMENTS

1. ☐ Failed to properly operate and maintain all facilities and systems of treatment and control installed or used to achieve compliance with permit conditions. [66270.30(e)]
2. ☐ Failed to notify the Department of Toxic Substances Control (DTSC) at least 30 days before alterations or additions to the permitted facility. [66270.30(l)(1)]
3. ☐ Failed to report any non-compliance within 24 hours from the time permittee becomes aware of circumstances that may endanger health or the environment. [66270.30(l)(6)]
4. ☐ Failed to comply with the conditions of the permit. [66270.30(a)]
5. ☐ Failed to comply with the conditions of the operation plan (Part B Application). [66270.30(a)]

GENERAL FACILITY STANDARDS

1. ☐ Failed to obtain an identification number from DTSC. (66264.11)
2. ☐ Failed to notify DTSC in writing of an arrangement to receive hazardous waste from a foreign source. [66264.12(a)(1)]
3. ☐ Failed to provide a copy of the tracking document within three days after receipt of hazardous waste. [66264.12(a)(2)]
4. ☐ Failed to keep the original signed tracking document for three years. [66264.12(a)(2)]
5. ☐ Failed to inform the off-site source generator in writing that the owner or operator has the appropriate permit and will accept the hazardous waste. [66264.12(b)]
6. ☐ Failed to notify the new owner or operator in writing of the requirements of this chapter before transferring ownership or operation. [66264.12(c)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

7. ☐ Failed to obtain a detailed chemical and physical analysis of a representative sample of the waste before treatment, transfer, storage or disposal of the waste. [66264.13(a)(1)]
8. ☐ Failed to repeat the analysis to ensure that it is accurate and up to date. [66264.13(a)(4)]
9. ☐ Off-site facility owner or operator failed to inspect and analyze each hazardous waste received to confirm the identity specified on the manifest. [66264.13(a)(5)]
10. ☐ Failed to develop and follow a written waste analysis plan. [66264.13(b)]
11. ☐ Failed to keep a written waste analysis plan at the facility. [66264.13(b)]
12. ☐ Failed to develop and follow a written waste analysis plan for off-site facilities. [66264.13(c)]

13. Security

- a. ☐ Failed to prevent unauthorized entry of persons or livestock onto the active portion of the facility. [66264.14(a)]
- b. ☐ Failed to have a 24-hour surveillance system. [66264.14(b)(1)]
- c. ☐ Failed to have an artificial or natural barrier, which completely surrounds the active portion of the facility. [66264.14(b)(2)(A)]
- d. ☐ Failed to have a means to control entry, at all times, though the gates or other entrances. [66264.14(b)(2)(B)]
- e. ☐ Failed to post a sign with the legend *ADanger Hazardous Waste Area-Unauthorized Personnel Keep Out,*@at each entrance to the active portion of the facility. [66264.14(c)]
- f. ☐ Posted sign not legible from a distance of at least 25 feet and not written in a language predominant in the area. [66264.14(c)].

14. General Inspection Requirements

- a. ☐ Failed to frequently inspect the facility for malfunctions and deterioration, operator errors, and discharges that may lead to a threat to human health or the environment. [66264.15(a)]
- b. ☐ Failed to develop and follow a written inspection schedule for all monitoring equipment, safety and emergency equipment, security devices, and operating and structural equipment. [66264.15(b)(1)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- c. ☐ Failed to keep the written schedule at the facility. [66264.15(b)(2)]
- d. ☐ Failed to include in the schedule the type of problems to be looked for. [66264.15(b)(3)]
- e. ☐ Failed to remedy any deterioration or malfunction of equipment or structures revealed during an inspection. [66264.15(c)]
- f. ☐ Failed to record inspections in an inspection log. [66264.15(d)]
- g. ☐ Failed to keep the inspection records for three years. [66264.15(d)]

15. Personnel Training

- a. ☐ Facility personnel failed to successfully complete a training program to assure compliance with hazardous waste requirements. [66264.16(a)(1)]
- b. ☐ A person trained in hazardous waste management procedures did not direct the training program. [66264.16(a)(2)]
- c. ☐ The training program failed to ensure that facility personnel are able to respond effectively to emergencies. [66264.16(a)(3)]
- d. ☐ Facility personnel failed to successfully complete the training program within six months after their hiring date. [66264.16(b)]
- e. ☐ Facility personnel failed to take part in an annual review of the initial training required. [66263.16(c)]
- f. ☐ Facility owner or operator failed to maintain training program documents at the facility. [66264.16(d)]
- g. ☐ Facility owner or operator failed to keep training records of current and former employees for three years. [66264.16(e)]

IGNITABLE, REACTIVE OR INCOMPATIBLE WASTES

- 1. ☐ Failed to take precautions to prevent accidental ignition or reaction of ignitable or reactive waste. [66264.17(a)]
- 2. ☐ Failed to place No Smoking signs wherever there is a hazard from ignitable or reactive waste. [66264.17(a)]
- 3. Facility owner or operator failed to conduct the handling of ignitable, reactive and incompatible wastes in a manner to prevent: [66264.17(b)]
 - a. ☐ Generation of extreme heat or pressure, fire or explosion, or violent reaction.

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- b. ☐ Production of uncontrolled toxic mists, fumes, dusts, or gases to threaten human health or environment.
 - c. ☐ Production of uncontrolled flammable fumes or gases to pose a risk of fire or explosions.
 - d. ☐ Damage of the structural integrity of the device or facility containing the waste.
 - e. ☐ Threat to human health or the environment.
5. ☐ Failed to document compliance based on literature, trial tests, waste analyses, or similar treatment. [66264.17(c)]

6. Location Standards

- a. ☐ Placed hazardous waste in a salt dome, salt bed formation, underground mine or cave. [66264.18(a)]
- b. ☐ Failed to design, construct, operate and maintain to prevent washout of any hazardous waste a facility located in a 100-year floodplain or within the maximum high tide. [66264.18(b)]

7. Construction Quality Assurance Program (CQA)

- a. ☐ Failed to develop a written CQA plan before construction begins on a unit subject to CQA program. [66264.19(b)]
- b. ☐ Failed to submit to DTSC a certification signed by the CQA officer that the CQA plan has been successfully carried out. [66264.19(d)]
- c. ☐ Facilities' cover systems and drainage control systems failed to function without failure when subjected to capacity, hydrostatic and hydrodynamic loads. (66264.25)

PREPAREDNESS AND PREVENTION

- 1. ☐ Failed to maintain and operate the facility to minimize the possibility of a fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents. (66264.31)
- 2. ☐ Failed to equip the facility with an internal communications or alarm system capable of providing immediate voice or signal instruction. [66264.32(a)]
- 3. ☐ Failed to equip the facility with a device capable of summoning emergency assistance from local police departments, fire departments, or State or local emergency response teams. [66264.32(b)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

4. ☐ Failed to equip the facility with portable fire extinguishers, fire control equipment, spill control equipment, and decontamination equipment. [66264.32(c)].
5. ☐ Failed to provide adequate water volume and pressure to supply water hose streams, or foam producing equipment, or automatic sprinklers, or water spray systems. [66264.32(d)]
6. ☐ Failed to test and maintain all communications or alarm systems, fire protection equipment, spill control equipment, and decontamination equipment. (66264.33)
7. ☐ Failed to provide personnel involved in handling hazardous waste immediate access to an internal alarm or emergency communication device. [66264.34(a)]
8. ☐ Failed to provide an employee working alone immediate access to a device capable of summoning external emergency assistance. [66264.34(b)]
9. ☐ Failed to maintain aisle space to allow the unobstructed movement of personnel, fire protection equipment, spill control equipment, and decontamination equipment. (66264.35)
10. ☐ Failed to make arrangements with State or local authorities and local hospitals to familiarize them with the layout of the facility and properties of hazardous waste handled and associated hazards. (66264.37)

11. Contingency Plan and Emergency Procedures

- a. ☐ Failed to have a contingency plan for fire, explosion, or release of hazardous waste. [66264.51(a)]
- b. ☐ Failed to carry out the contingency plan for fire, explosion, or release of hazardous waste. [66264.51(b)]
- c. ☐ The contingency plan failed to describe the actions facility personnel shall take in response to fires, explosions, or any unplanned sudden or non-sudden release of hazardous waste. [66264.52(a)]
- d. ☐ The contingency plan failed to describe arrangements agreed to by State and local authorities and local hospitals. [66264.52(c)]
- e. ☐ The contingency plan failed to list and update qualified persons to act as emergency coordinators. [66264.52(d)]
- f. ☐ The contingency plan failed to list and update all emergency equipment and decontamination equipment. [66264.52(e)]
- g. ☐ The contingency plan failed to describe an evacuation plan. [66264.52(f)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- h. ☐ The contingency plan failed to include the current telephone number of the State Office Emergency Services. [66264.52(g)]
- i. ☐ Failed to maintain a contingency plan at the facility. [66264.53(a)(1)]
- j. ☐ Failed to submit a copy of the contingency plan to State and local authorities and local hospitals that maybe called upon to provide emergency services. [66264.53(a)(2)]
- k. ☐ Failed to review and amend the contingency plan when necessary. (66264.54)
- l. ☐ Failed to have an emergency coordinator either on the facility or on call at all times. (66264.55)
- m. ☐ Emergency coordinator failed to implement emergency procedures immediately in an imminent or actual emergency situation. (66264.56)
- n. ☐ Failed to notify DTSC, and appropriate State and local authorities that the facility is in compliance with the emergency procedures before operations are resumed. [66264.56(l)]
- o. ☐ Facility owner or operator failed to note in the operating records the time, date, and details of any incident that requires implementing the contingency plan. [66264.56(j)]
- p. ☐ Facility owner or operator failed to submit a written report to DTSC within 15 days after the incident. [66264.56(j)]

MANIFEST SYSTEM, RECORDKEEPING, AND REPORTING

- 1. Upon receipt of hazardous waste accompanied by a manifest:
 - a. ☐ Failed to sign and date each copy of the manifest. [66264.71(a)(1)]
 - b. ☐ Failed to note any significant discrepancies. [66264.71(a)(2)]
 - c. ☐ Failed to immediately give a copy of the signed manifest to the transporter. [66264.71(a)(3)]
 - d. ☐ Failed to send a copy of the signed manifest to the generator within 30 days. [66264.71(a)(4)]
 - e. ☐ Failed to submit a copy to DTSC of each manifest used within 30 days. [66264.71(a)(5)]
 - f. ☐ Failed to keep a copy of each manifest at the facility for three years. [66264.71(a)(6)]
- 2. Upon receipt of hazardous waste from a rail or water transporter:

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- a. ☐ Failed to sign and date each copy of the manifest or shipping paper. [66264.71(b)(1)]
 - b. ☐ Failed to note any significant discrepancies. [66264.71(b)(2)]
 - c. ☐ Failed to immediately give a copy of the signed manifest to the rail or water transporter. [66264.71(b)(3)]
 - d. ☐ Failed to send a copy of the signed manifest to the generator within 30 days. [66264.71(b)(4)]
 - e. ☐ Failed to submit a copy to DTSC of each manifest used within 30 days. [66264.71(b)(5)]
 - f. ☐ Failed to keep a copy of the manifest and shipping paper at the facility for three years. [66264.71(b)(6)]
 - g. ☐ Failed to provide a copy of the signed tracking document to proper authorities within three days after receipt of hazardous waste. [66264.71(d)]
 - h. ☐ Failed to keep the original copy of the tracking document at the facility for three years. [66264.71(d)]
 - i. ☐ Failed to submit a letter to DTSC on unresolved discrepancies. [66264.72(b)]
- 3. ☐ Failed to keep a written operating record the facility. [66264.73(a)]
 - 4. ☐ Failed to furnish all records and plans upon request. [66264.74(a)]
 - 5. ☐ Failed to submit a copy of records of waste disposal locations and quantities to DTSC. The appropriate regional water quality control board, and local land authority upon closure of the facility. [66264.74(c)]
 - 6. ☐ Failed to prepare and submit copies of the annual report to DTSC and the appropriate regional water quality board. (66264.75)
 - 7. ☐ Incomplete annual report. (66264.75)
 - 8. ☐ Failed to prepare and submit a copy of the unmanifested waste report to DTSC fifteen days after receipt of the unmanifested hazardous waste. (66264.76)

WATER QUALITY MONITORING AND RESPONSE PROGRAMS

- 1. ☐ Facility permit lacked assurances of financial responsibility for completing corrective action for all releases. [66264.90(b)]
- 2. ☐ Failed to specify in the water quality sampling and analysis plan the specific elements of each monitoring and response program. [66264.91(c)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

3. ☐ Failed to continue to conduct a detection monitoring program necessary to provide the best assurance of the detection of subsequent releases from the regulated unit. [66264.91(c)]
4. ☐ Failed to specify in the constituents of concern the concentration limits for each medium (groundwater, surface water and the unsaturated zone) monitored. [66264.94(a)]
5. ☐ Proposals for concentration limits greater than background failed to include a demonstration that the aggregate of hazardous constituents in the environment will not result in excessive exposure to a sensitive biological receptor. [66264.94(f)]
6. ☐ Failed to establish a groundwater monitoring system for each regulated unit. [66264.97(b)(1)]
7. ☐ Failed to file a copy of drillers' logs on form DWR 188-Rev 12-86 with DTSC. [66264.97(b)(3)]
8. ☐ Failed to establish a surface water monitoring system to monitor each surface water body that could be affected by a release from the regulated unit. [66264.97(c)(1)]
9. ☐ Failed to establish an unsaturated zone monitoring system for each regulated unit. [66264.97(d)(1)]
10. ☐ Monitoring systems were not designed and certified by a register geologist or a registered civil engineer. [66264.97(e)(1)]
11. ☐ Failed to submit graphed monitoring data to DTSC annually. [66264.97(e)(14)]
12. ☐ Failed to measure water level in each monitoring well at least quarterly. [66264.97(e)(15)]
13. ☐ Failed to maintain all water quality monitoring data in the facility operating record. [66264.97(e)(16)]

14. Detection Monitoring Program

- a. ☐ Failed to install water quality monitoring systems that are appropriate for detection monitoring. [66264.98(b)]
- b. ☐ Failed to establish a background value for each monitoring parameter and for each constituents of concern. [66264.98(c)]
- c. ☐ Failed to propose a list of monitoring parameters for each medium to be monitored. [66264.98(e)]
- d. ☐ Failed to conduct sampling and analyses for the monitoring parameters listed in the facility permit. [66264.98(f)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- e. ☐ Failed to periodically monitor for all constituents of concern specified in the facility permit whether there is statistically significant evidence of release. [66264.98(g)]
- f. ☐ Failed to maintain a record of water quality analytical data as measured and in a form necessary for the determination of statistical significance. [66264.98(h)]
- g. ☐ Failed to notify DTSC within seven days after determining that there is statistically significant evidence of a release from the regulated unit. [66264.98(j)(1)]
- h. ☐ Failed to submit to DTSC an application for a permit modification within 90 days of determining statistically significant evidence of a release. [66264.98(k)(5)]
- i. ☐ Failed to submit to DTSC an engineering feasibility study for a corrective action program within 180 days of determining statistically significant evidence of a release. [66264.98(k)(6)]

15. Evaluation Monitoring Program

- a. ☐ Failed to collect and analyze all data necessary to assess the nature and extent of the release from the regulated unit. [66264.99(b)]
- b. ☐ Failed to update and submit to DTSC the engineering feasibility study. [66264.99(c)]
- c. ☐ Failed to continue to monitor groundwater, surface water and the unsaturated zone to evaluate changes in water quality resulting from the release from the regulated unit. [66264.99(e)]
- d. ☐ 90 days determining that the evaluation monitoring programs does not comply with the requirements. [66264.99(h)]

16. Corrective Action Program

- a. ☐ Failed to take corrective action to remediate releases from the regulated unit. [66264.100(b)]
- b. ☐ Failed to implement corrective action measures that ensure that constituents of concerns achieve their respective concentration limits. [66264.100(c)]
- c. ☐ Failed to establish and implement a water quality monitoring program. [66264.100(d)]
- d. ☐ Failed to semiannually submit a report to DTSC on the effectiveness of the corrective action program. [66264.100(h)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

CLOSURE AND POST-CLOSURE

1. ☐ Failed to close the facility in a manner that controls, minimizes or eliminates, to the extent necessary to protect human health and the environment. (66264.111)
2. ☐ Failed to have and keep a current written closure plan at the facility. [66264.112(a)]
3. ☐ Incomplete closure plan. [66264.112(b)]
4. ☐ Amended an approved closure plan without DTSC's authorization. [66264.112(c)]
5. Facility with an approved closure plan failed to notify DTSC:
 - a. ☐ 60 days prior to the date on which the owner or operator expects to begin closure of a surface impoundment, waste pile, landfill, or land treatment unit. [66264.112(d)(1)]
 - b. ☐ 45 days prior to the date on which the owner or operator expects to begin closure of a boiler, industrial furnace, tanks or containers. [66264.112(d)(1)]
6. ☐ Failed to manage all hazardous wastes according to the approved plan within 90 days after receiving the final volume of hazardous wastes or approval of the closure plan. [66264.113(a)]
7. ☐ Failed to complete partial and final closure activities within 180 days after receiving the final volume of hazardous wastes or approval of the closure plan. [66264.113(b)]
8. ☐ During the period of corrective action, the owner or operator failed to provide semi-annual reports to DTSC that describe the progress of the corrective action program, compile all monitoring data for groundwater, air, and soil-pore gas, and evaluate the effect of the continued receipt of non-hazardous wastes on the effectiveness of the corrective action. [66264.113(e)(5)]
9. ☐ Failed to properly dispose of all contaminated equipment, structures and soil during the final and closure periods. (66264.114)
10. ☐ Failed to submit to DTSC within 60 days of completion of closure a certification that the hazardous waste management unit or facility has been closed in accordance with the specifications in the approved closure plan. (66264.115)
11. ☐ Failed to submit a survey plat to DTSC and to the local zoning authority. (66264.116)

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

12. Post-Closure Care

- a. ☐ Failed to conduct post-closure care for each hazardous waste management unit for 30 years. [66264.117(b)]
- b. ☐ Failed to comply with the security requirements. [66264.117(c)]
- c. ☐ Allowed remaining hazardous wastes to disturb the integrity of the final cover, liners, or any other components of the containment system or the function of the facility's monitoring systems. [66264.117(d)]
- d. ☐ Upon closure of a hazardous waste facility, the owner or operator constructed, filled, graded, excavated or mined without a variance issued by DTSC. [66264.117(f)]

13. Post-Closure Plan

- a. ☐ Failed to have a written post-closure plan. [66264.118(a)]
- b. ☐ Incomplete post-closure plan. [66264.118(b)]
- c. ☐ Failed to have and keep a current written post-closure plan at the facility. [66264.118(c)]
- d. ☐ Amended an approved post-closure plan without DTSC's authorization. [66264.118(d)]

14. Post-Closure Notices

- a. ☐ Failed to submit to DTSC and to the local zoning authority a record of the type, location, and quantity of hazardous wastes disposed of within each area of the facility within 60 days after certification of closure. [66264.119(a)]
- b. Within 60 days of certification of closure, the owner or operator failed to record a notation on the deed to the facility property that:
 - 1) ☐ The land has been used to manage hazardous wastes. [66264.119(b)(1)(A)]
 - 2) ☐ Use of the land is restricted. [66264.119(b)(1)(B)]
 - 3) ☐ The survey plat and record of the type, location, and quantity of hazardous wastes disposed of have been filed with DTSC and local zoning authority. [66264.119(b)(1)(C)]
- c. ☐ Failed to submit to DTSC a certification signed by the owner or operator that the notation specified in 66264.119(b)(1) has been recorded. [66264.119(b)(2)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- d. ☐ Failed submit a request for modification to the post-closure permit prior to removing hazardous waste, residue, liner, or contaminated structures and equipment. [66264.119(c)]
- 15. ☐ Failed to submit to DTSC within 60 days after the completion of the post-closure care period a certification that the post-closure care period was performed in accordance with the approved post-closure plan. (66264.120)

FINANCIAL REQUIREMENTS

1. Closure

- a. ☐ Failed to prepare and submit to DTSC a detailed written estimate, in current dollars, of the cost of closing the facility. [66264.142(a)]
- b. ☐ The closure cost estimate incorporated any salvage value that may be realized by the sale of hazardous wastes, or non-hazardous wastes, facility structures or equipment, land or other facility assets associated with the facility at the time of the partial or final closure. [66264.142(a)(3)]
- c. ☐ Owner or operator incorporated a zero cost for hazardous wastes, or non-hazardous wastes that might have economic value. [66264.142(a)(4)]
- d. ☐ Failed to adjust the closure cost estimate for inflation within 60 days prior to the anniversary date of the establishment of the financial instrument. [66264.142(b)]
- e. ☐ For owners and operators using the financial test or corporate guarantee, failed to update the closure cost estimate within 30 days after the close of the firm's fiscal year. [66264.142(b)]
- f. ☐ Failed to revise the closure cost estimate within 30 days after a revision has been made to the closure plan. [66264.142(c)]
- g. ☐ Failed to keep the latest closure cost estimate and the latest adjusted closure cost estimate at the facility. [66264.142(d)]
- h. ☐ Failed to establish and demonstrate to DTSC financial assurance for closure of the facility. (66264.143)
- i. ☐ Failed to submit the originally signed duplicate of the trust agreement to DTSC at least 60 days before the date on which hazardous waste is first received. [66264.143(a)(1)]
- j. ☐ Failed to use form DTSC 1154 (05/95) for the trust agreement. [66264.143(a)(2)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- k. ☐ Failed to make payments annually into the trust fund.
[66264.143(a)(3)]
- l. ☐ Failed to submit the surety bond guaranteeing payment into a closure trust fund to DTSC at least 60 days before the date on which hazardous waste is first received. [66264.143(b)(1)]
- m. ☐ Failed to use form DTSC 1155 (05/95) for the surety bond guaranteeing payment into a closure trust fund [66264.143(b)(2)]
- n. ☐ Owner or operator who uses a surety bond failed to also establish a standby trust fund. [66264.143(b)(3)]
- o. ☐ Failed to submit to DTSC with the surety bond an originally signed duplicate of the standby trust agreement form DTSC 1154 (05/95). [66264.143(b)(3)(A)]
- p. ☐ Failed to submit the surety bond guaranteeing performance of closure to DTSC at least 60 days before the date on which hazardous waste is first received. [66264.143(c)(1)]
- q. ☐ Failed to use form DTSC 1156 (05/95) for the surety bond guaranteeing performance of closure. [66264.143(c)(2)]
- r. ☐ Owner or operator who uses a surety bond failed to also establish a standby trust fund. [66264.143(c)(3)]
- s. ☐ Failed to submit to DTSC with the surety bond an originally signed duplicate of the standby trust agreement form DTSC 1154 (05/95). [66264.143(c)(3)(A)]
- t. ☐ Failed to submit the letter of credit to DTSC at least 60 days before the date on which hazardous waste is first received.
[66264.143(d)(1)]
- u. ☐ Failed to use form DTSC 1157 (05/95) for the letter of credit.
[66264.143(d)(2)]
- v. ☐ Owner or operator who uses a letter of credit failed to also establish a standby trust fund. [66264.143(d)(3)]
- w. ☐ Failed to submit to DTSC with the letter of credit an originally signed duplicate of the standby trust agreement form DTSC 1154 (05/95). [66264.143(c)(3)(A)]
- x. ☐ Failed to submit the certificate of insurance to DTSC at least 60 days before the date on which hazardous waste is first received.
[66264.143(e)(1)]
- y. ☐ Failed to use form DTSC 1158 (05/95) for the certificate of insurance. [66264.143(d)(2)]
- z. ☐ Failed to maintain the policy in full force and effect.
[66264.143(e)(6)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- aa. Failed to provide the following items demonstrating the financial test has been met:
 - 1) ☐ A letter signed by the chief financial officer.
[66264.143(f)(3)(A)]
 - 2) ☐ A copy of the independent certified public accountant's report on examination of the owner or operator's financial statements for the latest completed fiscal year.
[66264.143(f)(3)(B)]
 - 3) ☐ A special report from the owner or operator's independent certified public accountant stating that:
- bb. ☐ Compares data that the letter from the chief financial officer specifies with the amounts in such financial statements.
[66264.143(f)(3)(C)(1)]
- cc. ☐ No matters came to the independent certified public accountant's attention that caused the accountant to believe that the specified data should be adjusted. [66264.143(f)(3)(c)(2)]
- dd. ☐ Failed to submit the above items to DTSC at least 60 days before the date on which hazardous waste is first received.
[66264.143(f)(4)]
- ee. ☐ Failed to notify DTSC in writing of intent to establish alternate financial assurance if the owner or operator no longer meets the financial test requirements. [66264.143(f)(6)]

2. Post-Closure Care

- a. ☐ Failed to prepare and submit a detailed written estimate of the annual cost of post-closure monitoring and maintenance of the facility. [66264.144(a)]
- b. ☐ Failed to adjust the post-closure cost estimate for inflation.
[66264.144(b)]
- c. ☐ Failed to revise the post-closure cost estimate within 30 days after a revision to the post-closure plan. [66264.144(c)]
- d. Failed to keep the following at the facility:
 - 1) ☐ The latest post-closure cost estimate. [66264.144(d)]
 - 2) ☐ The latest adjusted post-closure cost estimate.
[66264.144(d)]
- e. ☐ Failed to establish and demonstrate financial assurance for post-closure care. (66264.145)

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- f. ☐ Failed to submit the originally signed duplicate of the trust agreement to DTSC at least 60 days before the date on which hazardous waste is first received for disposal. [66264.145(a)(1)]
- g. ☐ Failed to use form DTSC 1154 (05/95) for the trust agreement. [66264.145(a)(2)]
- h. ☐ Failed to make payment annually into the trust fund. [66264.145(a)(3)]
- i. ☐ Failed to submit the surety bond guaranteeing payment into a closure trust fund to DTSC at least 60 days before the date on which hazardous waste is first received for disposal. [66264.145(b)(1)]
- j. ☐ Failed to use form DTSC 1155 (05/95) for the surety bond guaranteeing payment into a closure trust fund. [66264.145(b)(2)]
- k. ☐ Owner or operator who uses a surety bond guaranteeing payment into a closure trust fund failed to also establish a standby trust fund. [66264.145(b)(3)]
- l. ☐ Failed to submit to DTSC with the surety bond an originally signed duplicate of the standby trust agreement form DTSC 1154 (05/95). [66264.145(b)(3)(A)]
- m. ☐ Failed to submit the surety bond guaranteeing performance of closure to DTSC at least 60 days before the date on which hazardous waste is first received for disposal. [66264.145(c)(1)]
- n. ☐ Failed to use form DTSC 1156 (05/95) for the surety bond guaranteeing performance of closure. [66264.145(c)(2)]
- o. ☐ Owner or operator who uses a surety bond failed to also establish a standby trust fund. [66264.145(c)(3)]
- p. ☐ Failed to submit to DTSC with the surety bond an originally signed duplicate of the standby trust agreement form DTSC 1154 (05/95). [66264.145(c)(3)(A)]
- q. ☐ Failed to submit the letter of credit to DTSC at least 60 days before the date on which hazardous waste is first received for disposal. [66264.145(d)(1)]
- r. ☐ Failed to use form DTSC 1157 (05/95) for the letter of credit. [66264.145(d)(2)]
- s. ☐ Owner or operator who uses a letter of credit failed to also establish a standby trust fund. [66264.145(d)(3)]
- t. ☐ Failed to submit to DTSC with the letter of credit an originally signed duplicate of the standby trust agreement form DTSC 1154 (05/95). [66264.145(d)(3)(A)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- u. ☐ Failed to submit to DTSC the certificate of insurance at least 60 days before the date on which hazardous waste is first received for disposal. [66264.145(e)(1)]
- v. ☐ Failed to use form DTSC 1158 (05/95) for the certificate of insurance. [66264.145(e)(2)]
- w. ☐ Failed to maintain the policy in full force and effect. [66264.145(e)(6)]
- x. Failed to provide the following items demonstrating the financial test has been met:
 - 1) ☐ A letter signed by the chief financial officer. [66264.145(f)(3)(A)]
 - 2) ☐ A copy of the independent certified public accountant's report on examination of the owner or operator's financial statements for the latest completed fiscal year. [66264.145(f)(3)(B)]
 - 3) ☐ A special report from the owner or operator's independent certified public accountant stating that:
- y. ☐ Compares data that the letter from the chief financial officer specifies with the amounts in such financial statements. [66264.145(f)(3)(C)(1)]
- Z. ☐ No matters came to the independent certified public accountant's attention that caused the accountant to believe that the specified data should be adjusted. [66264.145(f)(3)(c)(2)]
- aa. ☐ Failed to notify DTSC in writing of intent to establish alternate financial assurance if the owner or operator no longer meets the financial test requirements. [66264.145(f)(6)]

3. Liability Requirements

- a. G Failed to demonstrate to DTSC financial responsibility for bodily injury and property damage to third parties caused by sudden accidental occurrences. [66264.147(a)]
- b. G Failed to maintain liability coverage for sudden accidental occurrences in the amount of at least \$1 million per occurrence. [66264.147(a)]
- c. G An owner or operator of a surface impoundment, landfill, or land treatment failed to demonstrate to DTSC financial responsibility for bodily injury and property damage to third parties caused by non-sudden accidental occurrences. [66264.147(b)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- d. ☐ Failed to maintain liability coverage for non-sudden accidental occurrences in the amount of at least \$3 million per occurrence. [66264.147(b)]
- e. Failed to notify DTSC within 30 days of the following occurrences:
 - 1) ☐ A Certification of Valid Claim for bodily injury or property damages caused by sudden or non-sudden accidental occurrence is entered between the owner or operator and third party claimant. [66264.147(a)(9)(A)] and [66264.147(b)(8)(A)]
 - 2) ☐ A claim results in a reduction in the amount of financial assurance for liability coverage. [66264.147(a)(9)(B)] and [66264.147(b)(8)(B)]
 - 3) ☐ A final court order establishing a judgment for bodily injury or property damage caused by a sudden or non-sudden accidental occurrence is issued against the owner or operator or an instrument that is providing financial assurance. [66264.147(a)(9)(C)] and [66264.147(b)(8)(C)]
- f. ☐ Insurer was not licensed in one or more states to transact the business of insurance. [66264.147(f)(2)]
- g. ☐ Failed to use form DTSC 1161 (05/95) for the liability endorsement. [66264.147(f)(3)(A)]
- h. ☐ Failed to use form DTSC 1160 (05/95) for the certificate of insurance. [66264.147(f)(3)(B)]
- i. ☐ Failed to submit the liability endorsement or certificate of insurance to DTSC at least 60 days before the date on which the hazardous waste is first received for transfer, treatment, storage or disposal. [66264.147(f)(4)]
- j. Failed to provide the following items demonstrating the financial test has been met:
 - 1) ☐ A letter signed by the chief financial officer. [66264.147(g)(3)(A)]
 - 2) ☐ A copy of the independent certified public accountant's report on examination of the owner or operator's financial statements for the latest completed fiscal year. [66264.147(g)(3)(B)]
 - 3) ☐ A special report from the owner or operator's independent certified public accountant stating that:
- k. ☐ Compares data that the letter from the chief financial officer specifies with the amounts in such financial statements. [66264.147(g)(3)(C)(1)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- l. ☐ No matters came to the independent certified public accountant's attention that caused the accountant to believe that the specified data should be adjusted. [66264.147(g)(3)(c)(2)]
- m. ☐ Financial institution issuing the letter of credit was not an entity that has the authority to issue letters of credit. [66264.147(l)(2)]
- n. ☐ Failed to use form DTSC 1157 (05/95) for the letter of credit. [66264.147(l)(3)]
- o. ☐ Failed to submit to DTSC with the letter of credit an originally signed duplicate of the standby trust agreement form DTSC 1154 (05/95). [66264.147(l)(4)(A)]
- p. ☐ The surety company issuing the bond is not among those listed as acceptable sureties on Federal bonds. [66264.147(j)(2)]
- q. ☐ Failed to use form DTSC 1164 (05/95) for the payment bond. [66264.147(j)(3)]
- r. ☐ The trustee is not an entity that has the authority to act as a trustee. [66264.147(k)(2)]
- s. ☐ Failed to use form DTSC 1154 (05/95) for the trust agreement. [66264.147(k)(4)]
- t. ☐ Failed to notify DTSC of the commencement of a voluntary or involuntary proceeding naming the owner or operator as debtor within ten days after commencement of the proceeding. (66264.148)

USE AND MANAGEMENT OF CONTAINERS

- 1. ☐ Failed to transfer hazardous waste from a container that is not in good condition to a container that is in good condition. (66264.171)
- 2. ☐ Failed to use a container made of or lined with materials, which will not react with, and are otherwise compatible with, the hazardous waste. (66264.172)
- 3. ☐ Failed to close a container holding hazardous waste during transfer and storage, except when it is necessary to add or remove waste. [66264.173(a)]
- 4. ☐ Opened, handled, transferred or stored a container holding hazardous waste in a manner which may rupture the container or cause it to leak. [66264.173(b)]
- 5. ☐ Failed to conduct a weekly inspection on areas where containers are stored or transferred. (66264.174)

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

6. ☐ Failed to have a containment system for container transfer and storage areas. [66264.175(a)]
7. ☐ Failed to comply with the design and operating requirements for containment. [66264.175(b)]
8. ☐ Failed to submit to DTSC a written statement, signed by an independent, qualified professional engineer, registered in California, that the containment system is suitably designed. [66264.175(c)]
9. ☐ Failed to have a containment system for storage areas that store containers holding the following wastes: F020, F021, F022, F023, F026 and F027. [66264.175(e)]
10. ☐ Placed containers holding ignitable or reactive waste less than 15 meters (50 feet) from the facility's property line. (66264.176)
11. ☐ Placed incompatible waste, or incompatible wastes and materials in the same container. [66264.177(a)]
12. ☐ Placed hazardous waste in an unwashed container that previously held an incompatible waste or material. [66264.177(b)]
13. ☐ Failed to separate or protect a container holding hazardous waste from nearby containers holding incompatible waste or materials. [66264.177(c)]
14. ☐ Failed to remove all hazardous wastes and hazardous waste residues at closure. (66264.178)

TANK SYSTEMS

1. Assessment of Existing Tank System's Integrity

- a. Tank systems that do not have a secondary containment
 - 1) ☐ Owner or operator failed to determine that the tank system is not leaking or is unfit for use. [66264.191(a)]
 - 2) Failed to obtain and keep on file a written assessment reviewed and certified by a qualified registered engineer in California that attests to the tank systems integrity by the following dates:
 - a) ☐ January 12, 1988, for tanks containing Resource Conservation and Recovery Act (RCRA) hazardous wastes and meeting the generator eligibility requirements. [66264.191(b)(1)]
 - b) ☐ July 1, 1992, for tanks containing only non-RCRA hazardous wastes, and tanks containing RCRA hazardous wastes and meeting the generator eligibility requirements. [66264.191(b)(2)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- b. Tank systems that transfer, store or treat materials that become hazardous wastes following the dates indicated below:
 - 1) ☐ July 14, 1986, for tanks containing RCRA hazardous wastes and meeting the generator eligibility requirements: Failed to conduct an assessment by this date of the tank systems integrity within 12 months after the date the waste becomes a hazardous waste. [66264.191(d)(1)]
 - 2) ☐ July 1, 1991, for tanks containing only non-RCRA hazardous wastes, and tanks containing RCRA hazardous wastes and meeting the generator eligibility requirements: Failed to conduct an assessment by this date of the tank systems integrity within 12 months after the date the waste becomes a hazardous waste. [66264.191(d)(2)]
- c. ☐ Failed to submit to DTSC with Part B of the application for a hazardous waste facility permit, a written statement, signed by an independent, qualified professional engineer registered in California, attesting that the tanks and containment system are suitably designed. [66264.191(f)]
- d. ☐ Failed to keep assessment records on file at the facility until closure of the facility. [66264.191(g)(1)]
- e. ☐ Failed to assess on-ground or aboveground tank systems containing only non-RCRA hazardous wastes generated onsite by January 24, 1998. [66264.191(g)(2)(A)]
- f. ☐ Failed to assess tank systems authorized under Permit-by-Rule, Conditional Authorization and Conditional Exemption by January 24, 1998. [66264.191(g)(2)(A)]
- g. ☐ Failed to assess on-ground or aboveground tank systems containing RCRA hazardous wastes generated on site by January 24, 1998. [66264.191(g)(2)(B)]
- h. ☐ Generator or owner or operator authorized under Permit-by-Rule, Conditional Authorization, or Conditional Exemption operating a non-RCRA underground tank system or an underground tank system otherwise exempt from permitting requirements pursuant to the Federal act failed to comply with applicable standards relating to underground tank systems. [66264.191(h)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

2. Design and Installation of New Tank Systems or Components

- a. ☐ Owners or operators failed to ensure that the new tanks systems and components are adequately designed and have sufficient structural strength, compatibility with the wastes to be managed and corrosion protection. [66264.192(a)]
- b. ☐ Failed to submit to DTSC with Part B of the application for a hazardous waste facility permit, a written statement, signed by an independent, qualified professional engineer registered in California, attesting that the tank system has sufficient structural integrity. [66264.192(b)]
- c. ☐ Failed to ensure that proper handling procedures are adhered in order to prevent damage to the system during installation. [66264.192(c)]
- d. ☐ Failed to equip underground systems, components and piping with backfill material. [66264.192(d)]
- e. ☐ Failed to test tanks and ancillary equipment for tightness prior to being covered, enclosed or placed in use. [66264.192(e)]
- f. ☐ Failed to support and protect ancillary equipment against physical damage and excessive stress. [66264.192(f)]
- g. ☐ Failed to provide the type and degree of corrosion protection recommended by an independent corrosion expert. [66264.192(g)]
- h. ☐ Failed to obtain and keep on file at the facility written statements by those persons required to certify the design of the tank system. [66264.191(h)]
- i. ☐ Incomplete tank system assessment information. [66264.191(i)]

3. Containment and Detection of Releases

- a. ☐ Failed to provide secondary containment for all new tank systems or components. [66264.193(a)(1)]
- b. ☐ Failed to provide secondary containment within two years after January 12, 1987, for all existing tanks systems which have been used to transfer, store or treat EPA Hazardous Waste Nos. F020, F021, F022, F023, F026, and F027 and generator eligibility requirements were met. [66264.193(a)(2)(A)]
- c. ☐ Failed to provide secondary containment within two years after July 1, 1991, for tanks containing RCRA hazardous wastes and generator eligibility requirements were met. [66264.193(a)(2)(B)]
- d. ☐ Failed to provide secondary containment within two years after

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

January 12, 1987, for existing tank systems of known and documentable age that: or have reached 15 years that:

[66264.193(a)(3)(A)]

- 1) Contain RCRA hazardous wastes
- 2) Meet the generator eligibility requirements.
- 3) Facility has reached 15 years of age

- e. ☐ Failed to provide secondary containment within two years after July 1, 1991, for existing tank systems of known and documentable age that: [66264.193(a)(3)(B)]

- 1) Contain only non-RCRA hazardous wastes
- 2) Contain RCRA hazardous wastes
- 3) Meet the generator eligibility requirements.
- 4) Facility has reached 15 years of age

- f. ☐ Failed to provide secondary containment within two years after January 12, 1987, for existing tank systems for which the age cannot be documented that: [66264.193(a)(4)(A) and (B)]

- 1) Contain RCRA hazardous wastes,
- 2) Meet the generator eligibility requirements
- 3) Facility has reached 15 years of age

- g. ☐ Failed to provide secondary containment within two years after July 1, 1991, for existing tank systems for which the age cannot be documented that: [66264.193(a)(5)(A) and (B)]

- 1) Contain only non-RCRA hazardous wastes,
- 2) Contain RCRA hazardous wastes,
- 3) Meet the generator eligibility requirements
- 4) Facility has reached 15 years of age

- h. ☐ Failed to provide secondary containment within two years after January 12, 1987, for tank systems that: [66264.193(a)(6)(A)]

- 1) Transfer, store or treat materials that become hazardous wastes
- 2) Contain RCRA hazardous wastes
- 3) Meet the generator eligibility requirements.

- i. ☐ Failed to provide secondary containment within two years after July 1, 1991, for existing tank systems that: [66264.193(a)(6)(B)]

- 1) Transfer, store or treat materials that become hazardous waste
- 2) Contain only non-RCRA hazardous wastes
- 3) Contain RCRA hazardous wastes
- 4) Meet the generator eligibility requirements.
- 5) Facility has reached 15 years of age

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

4. General Operating Requirements

- a. ☐ Placed hazardous wastes or treatment reagents in tank systems that cause the tank, its ancillary equipment, or the secondary containment to fail. [66264.194(a)]
- b. ☐ Failed to use appropriate controls and practices to prevent spills and overflows from tank or secondary containment systems. [66264.194(b)]

5. Inspections

- a. ☐ Owner or operator failed to inspect daily, where present, the following:
 - 1) Overfill/spill control equipment [66264.195(a)]
 - 2) Corrosion or release of waste on the aboveground portions of the tank system [66264.195(b)(1)]
 - 3) Data gathered from monitoring equipment and leak-detection equipment [66264.195(b)(2)]
 - 4) erosion or signs of hazardous release around the surrounding accessible portion of the tank system [66264.195(b)(3)]
 - 5) level of waste in the tank [66264.195(b)(4)]
- b. ☐ Failed to inspect cathodic protection systems. [66264.195(c)]
- c. ☐ Failed to document in the operating record of the facility an inspection of the above items. [66264.195(d)]
- d. ☐ Failed to develop a schedule and procedure for assessing the condition of the tank. [66264.195(e)]

6. Response to Leaks or Spills

- a. ☐ Failed to specify in the contingency plan the procedures the facility intends to use to respond to tank spills or leakage. [66264.196(a)]
- b. ☐ Failed to immediately remove from service a tank system or secondary containment system from which there has been a leak or spill. [66264.196(b)]
- c. ☐ Failed to comply with emergency procedures. [66264.196(b)(1)]
- d. ☐ Failed to prevent the flow or addition of hazardous wastes. [66264.196(b)(2)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- e. ☐ Failed to remove hazardous wastes from the tank system or secondary containment system. [66264.196(b)(3)]
- f. ☐ Failed to notify DTSC within 24 hours of detection any release of hazardous waste to the environment. [66264.196(b)(5)(A)]
- g. ☐ Failed to obtain certification from a qualified engineer registered in California that the tank system has been repaired and can be returned to service. [66264.196(b)(7)]
- h. ☐ Failed to submit certification to DTSC within seven days after returning the tank system to use. [66264.196(b)(7)]
- i. ☐ At closure of a tank system, owner or operator failed to remove or decontaminate all waste residues, contaminated containment system components, contaminated soils, and structures and equipment contaminated with waste and manage them as hazardous waste. [66264.197(a)]
- j. ☐ Failed to close the tank system and perform post-closure care. [66264.197(b)]

7. Special Requirements for Ignitable or Reactive Wastes and Incompatible Wastes

- a. ☐ Placed ignitable or reactive waste in a tank system. [66264.198(a)]
- b. ☐ Failed to comply with the requirements for the maintenance of protective distances during handling of ignitable or reactive wastes in tanks. [66264.198(b)]
- c. ☐ Placed incompatible wastes, or incompatible wastes and materials in the same tanks system. [66264.199(a)]
- d. ☐ Placed hazardous wastes in a tank system that has not been decontaminated and previously held incompatible waste or materials. [66264.199(b)]

SURFACE IMPOUNDMENTS

- 1. ☐ Failed to install two or more liners and a leachate collection and removal system between such liners after January 29, 1992 for each new surface impoundment and after July 29, 1992 for each lateral expansion and for each replacement of an existing surface impoundment. [66264.221(c)]
- 2. ☐ Failed to design, construct, maintain and operate a surface

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- impoundment to prevent overtopping, overfilling, wind and wave action, run-on, malfunctions of equipment and human error. [66265.221(h)]
3. ☐ Failed to have dikes with structural integrity. [66265.221(l)]
 4. ☐ Failed to submit a proposed action leakage rate to DTSC.
[66264.222(a)]
 5. ☐ Received wastes without an approved response action plan.
[66264.223(a)]
 6. ☐ Failed to inspect liners and cover systems for uniformity, damage, and imperfections during construction and installation. [66264.226(a)]
 7. ☐ Failed to inspect the surface impoundment at least once a week and after storms. [66264.226(b)]
 8. ☐ Failed to obtain certification from a qualified engineer, registered in California, that the impoundment's dike has structural integrity prior to the issuance of a permit. [66264.226(c)]
 9. ☐ Failed to comply with emergency repair and contingency plan requirements. (66264.227)
 10. ☐ At closure, the owner or operator failed to remove or decontaminate all waste residues, contaminated containment system components, contaminated subsoil, and contaminated structures and equipment and manage them as hazardous waste. [66264.228(a)(1)]
 11. ☐ During the post-closure care period, the owner or operator failed to:
 12. Close the facility in a manner that will minimize any chance of post-closure release of hazardous waste or discarded hazardous materials.
[66264.228(b)(1)]
 - a. ☐ Maintain the integrity and effectiveness of the final cover.
[66264.228(b)(2)]
 - b. ☐ Maintain and monitor the leachate collection and removal system. [66268.228(b)(3)]
 - c. ☐ Maintain and monitor the groundwater monitoring system.
[66264.228(b)(4)]
 - d. ☐ Prevent run-on and run-off from damaging the final cover.
[66264.228(b)(5)]
 - e. ☐ Maintain and monitor the leak detection system.
[66264.228(b)(6)]
 13. ☐ Failed to establish an inspection and monitoring program at every closed disposal area. [66264.228(k)]
 14. ☐ Failed to submit to DTSC annual reports describing measures undertaken at the site during the post-closure maintenance period.
[66264.228(r)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

15. ☐ Placed ignitable or reactive waste in a surface impoundment. (66264.229)
16. ☐ Placed incompatible wastes, or incompatible wastes and materials in the same surface impoundment. (66264.230)
17. ☐ Placed the following wastes in a surface impoundment: F020, F021, F022, F023, F026 and F027. (66264.231)
18. ☐ Failed to manage all hazardous wastes in accordance with the Air Emission Standards. (66264.232)

WASTE PILES

1. ☐ Failed to comply with the design and operating requirements for waste piles. [66264.251(a)]
2. ☐ Failed to install two or more liners and a leachate collection and removal system between such liners after January 29, 1992 for each new waste pile handling RCRA hazardous waste and after July 29, 1992 for each lateral expansion and for each replacement of an existing waste pile. [66264.251(c)]
3. ☐ Failed to design, construct, operate, and maintain a run-on control system. [66264.251(f)]
4. ☐ Failed to design, construct, operate, and maintain a run-off management system. [66264.251(g)]
5. ☐ Failed to manage collection and holding facilities. [66264.251(h)]
6. ☐ Failed to manage the waste pile to control wind dispersal. [66264.251 (l)]
7. ☐ Failed to submit a proposed action leakage rate to DTSC. (66264.252)
8. ☐ Received wastes without an approved response action plan. [66264.253(a)]
9. ☐ Failed to inspect liners and cover systems for uniformity, damage, and imperfections during construction and installation. [66264.254(a)]
10. ☐ Failed to inspect waste piles weekly and after storms. [66264.254(b)]
11. ☐ Failed to weekly record the amount of liquids removed from each leak detection system sump. [66264.254(c)]
12. ☐ Placed ignitable or reactive wastes in a pile. (66264.256)
13. ☐ Placed incompatible wastes, or incompatible wastes and materials in the same pile. [66264.257(a)]
14. ☐ Failed to separate or protect a pile of hazardous waste that is incompatible with any waste or other material. [66264.257(b)]
15. At closure, the owner or operator failed to:

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- a. ☐ Remove or decontaminate all wastes residues, contaminated containment system components, contaminated subsoil, and contaminated structures and equipment and manage them as hazardous waste. [66264.258(a)]
 - b. ☐ Close the facility and provide post-closure care for a landfill. [66264.258(b)]
16. ☐ Placed the following wastes in a waste pile: F020, F021, F022, F023, F026 and F027. [66264.259(a)]

LAND TREATMENT

- 1. ☐ Failed to establish a land treatment program. [66264.271(a)]
- 2. ☐ Failed to demonstrate that constituents of concern in the waste can be completely degraded, transformed, or immobilized in the treatment zone. [66264.272(a)]
- 3. ☐ Failed to design, construct, operate and maintain the land treatment unit to maximize the degradation, transformation and immobilization of constituents of concern in the treatment zone. [66264.273(a)]
- 4. ☐ Failed to design, construct, operate and maintain the treatment zone to prevent run-off of constituents of concern. [66264.273(b)]
- 5. ☐ Failed to design, construct, operate, and maintain a run-on control system. [66264.273(c)]
- 6. ☐ Failed to design, construct, operate, and maintain a run-off management system. [66264.273(d)]
- 7. ☐ Failed to manage collection and holding facilities. [66264.273(e)]
- 8. ☐ Failed to manage the treatment zone to prevent wind dispersal of particulate matter. [66264.273(f)]
- 9. ☐ Failed to inspect the unit weekly and after storms. [66264.273(g)]
- 10. ☐ Grew food-chain crops in or on the treatment zone. [66264.273(h)]
- 11. ☐ Failed to manage the unit to keep the release of airborne contaminants below nuisance levels. [66264.273(i)]
- 12. ☐ Failed to equip every new land treatment unit, every land treatment unit that replaces an existing land treatment unit, and every laterally expanded portion of an existing land treatment unit with two or more liners and a leachate collection system. [66264.273(j)(1)]
- 13. ☐ Discharged hazardous waste into a land treatment unit that has not been equipped with liners and a leachate collection and removal system. [66264.273(k)]
- 14. ☐ Failed to monitor the soil and soil-pore liquid. [66264.278(a)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

15. ☐ Failed to install a vadose zone monitoring system. [66264.278(b)]
16. ☐ Failed to establish a background concentration for each constituent of concern. [66264.278(c)]
17. ☐ Failed to conduct soil monitoring and soil-pore liquid monitoring immediately below the treatment zone. [66264.278(d)]
18. ☐ Failed to use consistent sampling and analysis procedures. [66264.278(e)]
19. ☐ Failed to include hazardous waste application dates and rates in the operating record. (66264.279)
20. During the closure period, the owner or operator failed to:
 - a. ☐ Continue all operations necessary to maximize degradation, transformation, or immobilization of constituents of concern within the treatment zone. [66264.280(a)(1)]
 - b. ☐ Continue all operations in the treatment zone to prevent run-off. [66264.280(a)(2)]
 - c. ☐ Maintain the run-on control system. [66264.280(a)(3)]
 - d. ☐ Maintain the run-off management system. [66264.280(a)(4)]
 - e. ☐ Control wind dispersal of hazardous waste. [66264.280(a)(5)]
 - f. ☐ Continue vadose zone monitoring. [66264.280(a)(6)]
 - g. ☐ Control of the release of airborne contaminants to below hazardous or nuisance levels. [66264.280(a)(7)]
 - h. ☐ Establish a vegetative cover on the portion of the facility being closed. [66264.280(a)(8)]
21. During the post-closure period, the owner or operator failed to:
 - a. ☐ Continue all operations necessary to maximize degradation, transformation, or immobilization of constituents of concern within the treatment zone. [66264.280(c)(1)]
 - b. ☐ Establish a vegetative cover on the portion of the facility being closed. [66264.280(c)(2)]
 - c. ☐ Maintain the run-on control system. [66264.280(c)(3)]
 - d. ☐ Maintain the run-off management system. [66264.280(c)(4)]
 - e. ☐ Control wind dispersal of hazardous waste. [66264.280(c)(5)]
 - f. ☐ Continue vadose zone monitoring. [66264.280(c)(6)]
 - g. ☐ Control of the release of airborne contaminants to below hazardous or nuisance levels. [66264.280(c)(7)]
22. ☐ Applied ignitable or reactive wastes to the treatment zone. (66264.281)
23. ☐ Placed incompatible wastes, or incompatible wastes and materials in the same land treatment area. (66264.282)

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

24. ☐ Placed the following wastes in a land treatment unit: F020, F021, F022, F023, F026 and F027. [66264.283(a)]

LANDFILLS

1. ☐ Failed to have a liner system for all portions of the landfill. [66264.301(a)]
2. ☐ Failed to install two or more liners and a leachate collection and removal system between such liners after January 29, 1992 for each new landfill and after July 29, 1992 for each lateral expansion and for each replacement of an existing landfill. [66264.301(c)]
3. ☐ Failed to design, construct, operate, and maintain a run-on control system. [66264.301(f)]
4. ☐ Failed to design, construct, operate and maintain a run-off management system. [66264.301(g)]
5. ☐ Failed to empty or manage collection and holding facilities after storms. [66264.301(h)]
6. ☐ Failed to cover or manage the landfill so that wind dispersal of the hazardous waste is controlled. [66264.301(l)]
7. ☐ Failed to design, construct, operate and maintain the landfill to enable the facility to meet the closure and post-closure requirements. [66264.301(k)]
8. ☐ Failed to submit a proposed action leakage rate to DTSC. [66264.302(a)]
9. ☐ Failed to inspect liners and cover systems for uniformity, damage, and imperfections during construction and installation. [66264.303(a)]
10. ☐ Failed to inspect waste piles weekly and after storms. [66264.303(b)]
11. ☐ Failed to weekly record the amount of liquids removed from each leak detection system sump. [66264.303(c)]
12. ☐ Failed to submit a response action plan to DTSC. [66264.304(a)]
13. Failed to maintain the following items in the operating record:
 - a. ☐ Location and dimensions of each cell. [66264.309(a)]
 - b. ☐ Contents of each cell and location of each hazardous waste type within each cell. [66264.309(b)]
14. ☐ At final closure of the landfill or upon closure of any cell, the owner or operator failed to cover the landfill or cell with a final cover. [66264.310(a)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

15. ☐ Failed to comply with all post-closure requirements. [66264.310(b)]
16. ☐ Failed to provide a control system to prevent migration of gas.
[66264.310(c)]
17. ☐ Placed ignitable or reactive wastes in a landfill. [66264.312(a)]
18. ☐ Placed incompatible wastes, or incompatible wastes and materials in the same landfill cell. (66264.313)]
19. ☐ Placed bulk or non-containerized liquid hazardous waste or hazardous waste containing free liquids in a landfill. [66264.314(a)]
20. ☐ Failed to use Method 9095 to demonstrate the absence or presence of free liquids in either a containerized or a bulk waste. [66264.314(b)]
21. ☐ Placed containers holding free liquids in a landfill. [66264.314(c)]
22. ☐ Failed to use non-biodegradable sorbents. [66264.314(d)]
23. ☐ Placed a non-hazardous liquid waste in a landfill. [66264.314(e)]
24. ☐ Failed to comply with the special requirements for containers.
(66264.315)
25. ☐ Place labpacks in a landfill without complying with the requirements.
(66264.316)
26. ☐ Placed the following wastes in a landfill: F020, F021, F022, F023, F026 and F027. [66264.317(a)]
27. ☐ Disposed of non-liquid hazardous waste that contained more than 50 percent moisture by weight. [66264.318(a)(1)]

RESIDUALS REPOSITORIES

1. ☐ Disposed of non-acceptable wastes in a residuals repository.
[66264.321(a)]
2. ☐ Failed to comply with the standards for siting, design, construction, operation, monitoring, maintenance, closure and post-closure maintenance. [66264.321(b)]

INCINERATORS

1. ☐ Failed to analyze waste. [66264.341(a)]
2. ☐ Failed to meet the performance standard requirements. (66264.343)
Burned wastes not specified on the owner or operator' permit.
[66264.344(a)]
3. ☐ Failed to establish appropriate conditions for each allowable waste feeds and operating conditions. [66264.344(c)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

4. ☐ Failed to operate the incinerator in accordance with the requirements specified in the permit. [66264.345(a)]
5. ☐ Fed hazardous wastes during start-up and shutdown. [66264.345(c)]
6. ☐ Failed to control fugitive emissions from the combustion zone. [66264.345(d)]
7. ☐ Failed to operate the incinerator with a functioning system to automatically cut off waste feed. [66264.345(e)]
8. ☐ Failed to cease operation when changes in waste feed, incinerator design, or operating conditions exceed limits designated in its permit. [66264.345(f)]
9. ☐ Failed to monitor and conduct inspections when incinerating hazardous wastes. [66264.347(a)]
10. ☐ Failed to conduct through visual inspections on the incinerator and associated equipment. [66264.347(b)]
11. ☐ Failed to test weekly the emergency waste feed cut off system and associated alarms. [66264.347(c)]
12. ☐ Failed to keep records of the monitoring and inspection data in the operating log. [66264.347(d)]
13. ☐ At closure, the owner or operator failed to remove all hazardous wastes and hazardous waste residues from the incinerator site. [66264.351(a)]

DRIP PADS

1. ☐ Failed to obtain, review, update, and re-certify annually a written assessment of the drip pad. [66264.571(a)]
2. ☐ Failed to develop a written plan for upgrading, repairing and modifying the drip pad. [66264.571(b)]
3. ☐ Failed to submit to DTSC certification and as-built drawings for the drip pad upon completion of all repairs and modifications. [66264.571(c)]
4. ☐ Failed to ensure that new drips pads meet the design, installation and operating requirements. (66264.572)
5. ☐ Failed to comply with drip pads=design and operating requirements. (66264.573)
6. ☐ Failed to maintain drip pads so that they remain free of cracks, gaps, corrosion, or other deterioration. [66264.573(c)]
7. ☐ Failed to design and operate the drip pad and associated collection system to convey, drain and collect liquid. [66264.573(d)]
8. ☐ Failed to design, construct, operate, and maintain a run-on control system. [66264.573(e)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

9. ☐ Failed to design, construct, operate, and maintain a run-off management system. [66264.573(f)]
10. ☐ Failed to obtain a statement from an independent, qualified, professional engineer registered in California certifying that the drip pads meet the design requirements. [66264.573(g)]
11. ☐ Failed to remove drippage and accumulation precipitation from the associated collection system. [66264.573(h)]
12. ☐ Failed to frequently clean the drip pad surface and record the date and time of each cleaning. [66264.573(i)]
13. ☐ Failed to operate and maintain drip pads to minimize tracking of hazardous wastes. [66264.573(j)]
14. ☐ Failed to maintain records sufficient to document that all treated wood is held on the pad following treatment. [66264.573(k)]
15. ☐ Failed to manage immediately collection and holding units associated with run-on and run-off control systems after storms. [66264.573(l)]
16. ☐ Failed to repair drip pads within a reasonable amount of time after discovery of a condition that may have caused or has caused a release of hazardous waste. [66264.573(m)]
17. ☐ Failed to notify DTSC within 24 hours after discovery of the condition. [66264.573(m)(1)(D)].
18. ☐ Failed to submit to DTSC a written notification and certification that repairs and clean up have been completed. [66264.573(m)(3)]
19. ☐ Failed to maintain documentation of past operating and waste handling practices. [66264.573(o)]
20. ☐ Failed to obtain a statement from an independent, qualified professional engineer, registered in California, that the liners after construction meet the design requirements. [66264.574(a)]
21. ☐ Failed to maintain certification at the facility. [66264.574(a)]
22. ☐ Failed to inspect drip pads weekly and after storms for wear and leakage.[66264.574(b)]
23. ☐ At closure, owner or operator failed to remove or decontaminate all waste residues, contaminated containment system components, contaminated soils, and structures and equipment contaminated with waste and manage them as hazardous waste. [66264.575(a)]
24. ☐ Failed to close the facility and perform post-closure care after finding out that not all contaminated subsoil can be removed or decontaminated. [66264.575(b)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

MISCELLANEOUS UNITS

1. ☐ Failed to locate, design, construct, operate, maintain and close a miscellaneous unit to ensure protection of human health and the environment. (66264.601)
2. ☐ Failed to comply with monitoring, analysis, inspection, response, reporting, and corrective action requirements. (66264.602)

ENVIRONMENTAL MONITORING OF AIR AND SOIL-PORE GAS

1. ☐ Failed to conduct a monitoring and response program. [66264.701(a)]
2. ☐ Failed to institute a corrective action program. [66264.701(a)(2)]
3. ☐ Failed to institute a detection monitoring program. [66264.701(a)(3)]
4. ☐ Failed to comply with conditions to ensure that hazardous constituents do not exceed the concentration limits. [66264.702(a)]
5. ☐ Caused the concentration of a hazardous constituent to exceed a concentration limit. [66264.702(b)]
6. ☐ Failed to specify concentration limits for soil, soil-pore gas, and open-air downwind from the regulated unit for hazardous constituents. (66264.704)
7. Owner or operator determines that there is an increase of hazardous constituents at any monitoring point but failed to:
 - a. ☐ Notify DTSC in writing within seven days of the determination. [66264.706(d)(1)]
 - b. ☐ Submit to DTSC an application for a permit modification within 90 days of the determination. [66264.706(d)(2)]
8. ☐ Failed to submit an application for a permit modification within 90 days of determining that the detection monitoring program does not satisfy the requirements. [66264.706(f)]
9. ☐ Failed to comply with the compliance monitoring program. (66264.707)
10. ☐ Failed to take corrective action to ensure compliance with the environmental protection standards. [66264.708(a)]
11. ☐ Failed to implement a corrective action program that prevents hazardous constituents from exceeding their concentration limits. [66264.708(b)]
12. ☐ Failed to begin the corrective action within a reasonable time after the environmental protection standard is exceeded. [66264.708(c)]
13. ☐ Failed to establish and implement an environmental monitoring program. [66264.708(d)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

14. ☐ Failed to conduct a corrective action program to remove or treat in place any hazardous constituents that have caused, or could cause, the environmental protection standard to be exceeded. [66264.708(e)]
15. ☐ Failed to submit to DTSC a semiannual report on the effectiveness of the corrective action program. [66264.708(g)]

AIR EMISSION STANDARDS FOR PROCESS VENTS

1. ☐ The owner or operator of a facility with process vents failed to reduce total organic emission concentrations to the required amount. [66264.1032(a)]
2. ☐ Failed to comply with the standards of closed-vent systems and control devices. [66264.1033(a)]
3. ☐ Failed to monitor and inspect each control device to ensure proper operation and maintenance. [66264.1033(f)]
4. ☐ Failed to regularly replace the existing carbon with a fresh carbon in the control device. [66264.1033(g)and(h)]
5. ☐ Failed to develop documentation to describe the control device operation and identify the process parameters of the control device. [66264.1033(j)]
6. ☐ Failed to meet the design requirements for a closed-vent system. [66264.1033(k)]
7. ☐ Failed to monitor and inspect each closed-vent system to ensure proper operation and maintenance. [66264.1033(l)]
8. ☐ Failed to document the management and handling of all carbon that is hazardous waste. [66264.1033(n)]
9. ☐ Failed to comply with the test methods and procedures requirements. [66264.1034(a)]
10. Failed to record the following information in the facility operating record:
 - a. ☐ An implementation schedule. [66264.1035(b)(1)]
 - b. ☐ Up-to-date documentation of compliance with the process vent standards. [66264.1035(b)(2)]
 - c. ☐ A performance test plan. [66264.1035(b)(3)]
 - d. ☐ A documentation of compliance with the standards for closed vent-systems and control devices. [66264.1035(b)(4)]
11. ☐ Failed to record and update in the facility operating record the design documentation and monitoring, operating, and inspection information for each closed-vent system and control device. [66264.1035(c)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

12. ☐ Failed to maintain for at least three years the records of the monitoring, operating, and inspection information. [66264.1035(d)]
13. ☐ Failed to submit a semiannual report to DTSC. (66264.1036)

AIR EMISSIONS STANDARDS FOR EQUIPMENT LEAKS

1. ☐ Failed to monitor monthly for leaks each pump in light liquid service. [66264.1052(a)(1)]
2. ☐ Failed to equip each compressor with a seal system. [66264.1053(a)]
3. ☐ Failed to determine a criterion that indicates failure of the seal system, the barrier fluid system or both. [66264.1053(e)(2)]
4. ☐ Failed to operate each pressure relief device in gas/vapor service with no detectable emissions. [66264.1054(a)]
5. ☐ Failed to equip each sampling connection system with a closed-purge, closed-loop, or closed-vent system. [66264.1055(a)]
6. ☐ Failed to equip each open-ended valve with a cap, blind flange, plug, or a second valve. [66264.1056(a)(1)]
7. ☐ Failed to monitor monthly for leaks each valve in gas/vapor or light liquid service. [66264.1057(a)]
8. ☐ Failed to monitor pumps and valves in heavy liquid service, pressure relief devices in light liquid or heavy liquid service, and flanges and other connectors within five days after evidence of a potential leak was found. [66264.1058(a)]
9. ☐ Failed to repair leak within fifteen days after it was detected. [66264.1052(c)(1), [66264.1053(g)(1), [66264.1057(d)(1), [66264.1058(c)(1)]
10. ☐ Failed to comply with the test methods and procedures requirements. [66264.1063(a)]
11. ☐ Failed to comply with the recordkeeping requirements. [66264.1064)
12. ☐ Failed to submit a semiannual report to DTSC. (66264.1065)

AIR EMISSION STANDARDS FOR TANKS, SURFACE IMPOUNDMENTS, AND CONTAINERS

1. Tanks

- a. ☐ Failed to control air pollutant emissions from each tank. [66264.1084(b)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

- b. ☐ Failed to make first efforts at repair of the defect within five days after the defect was detected. [66264.1084(k)(1)]
- c. ☐ Failed to complete the repair 45 days after the defect was detected. [66264.1084(k)(1)]
- d. ☐ Failed to conduct subsequent inspection and monitoring following the initial inspection and monitoring of the cover. [66264.1084(l)]

2. Surface Impoundments

- a. ☐ Failed to control air pollutant emissions from the surface impoundment. [66264.1085(b)]
- b. ☐ Failed to make first efforts at repair of the defect within five days after the defect was detected. [66264.1085(f)(1)]
- c. ☐ Failed to complete the repair 45 days after the defect was detected. [66264.1085(f)(1)]
- d. ☐ Failed to conduct subsequent inspection and monitoring following the initial inspection and monitoring of the cover. [66264.1085(g)]

3. Containers

- a. ☐ Failed to control air pollutant emissions from each container. [66264.1086(b)(1)]
 - b. ☐ Failed to use containers that meet the applicable U.S. Department of Transportation regulations on packaging hazardous materials for transportation. [66264.1086(f)]
- 4. ☐ Failed to develop and implement a written plan and schedule to perform the inspections and monitoring. [66264.1088(b)]
 - 5. ☐ Failed to comply with the recordkeeping requirements for air emissions control of tanks, surface impoundments, and containers. (66264.1099)

CONTAINMENT BUILDINGS

- 1. ☐ Failed to comply with the design standards for containment buildings. [66264.1101(a)]
- 2. ☐ Failed to use control and practices to ensure containment of hazardous wastes within the unit. [66264.1101(c)(1)]

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP

3. ☐ Failed to obtain certification from a qualified registered professional engineer that the containment building meets the design requirements. [66264.1101(c)(2)]
4. ☐ Failed to promptly repair a condition that could lead to or has caused a release of hazardous waste. [66264.1101(c)(3)]
5. ☐ Failed to weekly inspect and record in the facility's operating record data gathered from monitoring equipment, leak detection equipment and containment building. [66264.1101(c)(4)].
6. ☐ At closure, owner or operator failed to remove or decontaminate all waste residues, contaminated containment system components, contaminated subsoil, and structures and equipment contaminated with waste and manage them as hazardous waste. [66264.1102(a)]

LAND DISPOSAL RESTRICTIONS

1. ☐ Failed to test waste according to the waste analysis plan. [66268.7(b)]
2. ☐ Failed to send notice with each waste shipment to land disposal facility. [66268.7(b)(4)]
3. ☐ Failed to submit certification with each shipment of waste or treatment residue of restricted waste to land disposal facility. [66268.7(b)(5)]
4. ☐ Failed to comply with notice and certification for waste or treatment residue that will be further managed at different treatment or storage facility. [66268.7(b)(6)]
5. ☐ Failed to keep copies of notice and certification and test waste to assure waste or treatment residues are in compliance with treatment standards and prohibitions. [66268.7(c)(1)]
6. ☐ Failed to test waste or treatment residue according to facility's waste analysis plan. [66268.7(c)(2)]

SOURCE REDUCTION

1. ☐ Generator was subject to SB 14 and failed to prepare and retain current source reduction documents as applicable and make them available to the inspector within five days. (Health & Safety Code, sections 25244.15(d), 25244.19 through 21)
2. ☐ Source Reduction Evaluation Review and Plan failed to contain required elements, such as certification, amounts of wastes generated, process description, block diagrams, and implementation schedule of selected source reduction measures.

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
INSPECTION POLICY AND PROCEDURE
#EO-02-006-PP**

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